

**IN THE UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

In re
Alexander E. Jones,
Debtor

David Wheeler, Francine Wheeler, Jacqueline Barden, Mark Barden, Nicole Hockley, Ian Hockley, Jennifer Hensel, Donna Soto, Carlee Soto Parisi, Carlos M. Soto, Jillian Soto-Marino, William Aldenberg, William Sherlach, Robert Parker, and Richard M. Coan, as Chapter 7 Trustee for the Estate of Erica Lafferty,

Plaintiffs,

v.

Alexander E. Jones,
Defendant.

Bankruptcy
Case No. 22-33553 (CML)

Chapter 11

Adv. Pro. No. 23-03037 (CML)

THE CONNECTICUT PLAINTIFFS' WITNESS AND EXHIBIT LIST

Judge	Hon. Christopher M. Lopez
Hearing Date	Tuesday, August 15, 2023
Hearing Time	10:00 a.m. (CDT)
Party's Name	The Connecticut Plaintiffs
Attorneys' Names	Kyle Kimpler, PAUL, WEISS, RIFKIND, WHARTON & GARRISON LLP Alinor C. Sterling, KOSKOFF KOSKOFF & BIEDER PC Ryan Chapple, CAIN & SKARNULIS PLLC Eric Henzy, ZEISLER & ZEISLER, PC
Attorney's Phone	(512) 477-5000 (Ryan Chapple)
Nature of Proceeding	The Connecticut Plaintiffs' Motion for Summary Judgment [ECF Nos. 57-60]

Plaintiffs David Wheeler, Francine Wheeler, Jacqueline Barden, Mark Barden, Nicole Hockley, Ian Hockley, Jennifer Hensel, Donna Soto, Carlee Soto Parisi, Carlos M. Soto, Jillian Soto-Marino, William Aldenberg, William Sherlach, Robert Parker, and Richard M. Coan, as

chapter 7 trustee for the estate of Erica Lafferty (collectively, the “Connecticut Plaintiffs”) submit this witness and exhibit list in connection with the hearing on *The Connecticut Plaintiffs’ Motion for Summary Judgment* [ECF Nos. 57–60], to be held on Tuesday, August 15, 2023, at 10:00 a.m. Central Daylight Time. The Connecticut Plaintiffs reserve the right to supplement, amend, or revise this witness and exhibit list at any time prior to the hearing, and further reserve the right to use any exhibits presented by any other party and to ask the Court to take judicial notice of any document.

WITNESS LIST

As the summary judgment record is closed, the Connecticut Plaintiffs do not intend to call any witnesses at the hearing.

EXHIBIT LIST

The Connecticut Plaintiffs may offer for admission into evidence at the hearing any of documents attached as exhibits to the Declaration of Alinor C. Sterling (ECF No. 57-3), which was submitted in connection with their summary judgment motion, including:

Sterling Decl. Ex.	ECF No.	Description	Offered	Objection	Admitted / Not Admitted	Disposition
Exhibit 01	57-4	The complaint in <i>Lafferty, et al. v. Jones, et al.</i> , Case No. X06-UWY-CV-18-6046436-S, in the Superior Court of Connecticut, Judicial District of Waterbury, dated May 23, 2018.				
Exhibit 02	57-5	The complaint in <i>Sherlach v. Jones, et al.</i> , Case No. X06-UWY-CV-18-6046437-S, in the Superior Court of Connecticut, Judicial District of Waterbury, dated July 2, 2018.				
Exhibit 03	57-6	The complaint in <i>Sherlach, et al. v. Jones, et al.</i> , Case No. X06-UWY-CV-18-6046438-S, in the Superior Court of Connecticut, Judicial District of Waterbury, dated November 15, 2018.				
Exhibit 04	57-7	A printed version of the docket from the Connecticut Action as of May 9, 2023.				
Exhibit 05	57-8	The special motion to dismiss plaintiffs’ complaint filed by Jones in the Connecticut Action, dated November 21, 2018, docket number 113, cited in the Complaint at ¶ 64.				
Exhibit 06	57-9	The order by Judge Bellis on the motion for limited discovery filed by Jones in the Connecticut Action, dated December 17, 2018, docket number 123.10, cited in the Complaint at ¶ 64.				

Sterling Decl. Ex.	ECF No.	Description	Offered	Objection	Admitted / Not Admitted	Disposition
Exhibit 07	57-10	The transcript of the June 18, 2019 hearing in the Connecticut Action, docket number 269, cited in the Complaint at ¶¶ 66–67.				
Exhibit 08	57-11	The decision issued by the Connecticut Supreme Court, dated July 23, 2020.				
Exhibit 09	57-12	The order regarding the motion for sanctions based on the Jones's violation of the protective order in the Connecticut Action, dated August 5, 2021, docket number 394.10, cited in the Complaint at ¶ 70.				
Exhibit 10	57-13	The order by Judge Bellis regarding the motion for sanctions filed by Plaintiffs in the Connecticut Action, dated August 6, 2021, docket number 428.10, cited in the Complaint at ¶ 72.				
Exhibit 11	57-14	The motion for sanctions re: Google Analytics & social media data filed by Plaintiffs in the Connecticut Action, dated August 24, 2021, docket number 450, cited in the Complaint at ¶ 65.				
Exhibit 12	57-15	The order by Judge Bellis regarding the motion for sanctions re: Google Analytics & social media data filed by Plaintiffs in the Connecticut Action, dated September 30, 2021, docket number 450.20, cited in the Complaint at ¶ 73.				
Exhibit 13	57-16	The transcript of the October 20, 2021 hearing in the Connecticut Action, dated October 22, 2021, docket number 525, cited in the Complaint at ¶ 71.				
Exhibit 14	57-17	Plaintiffs' omnibus motion for default judgment, dated October 6, 2021, docket number 498, cited in the Complaint at ¶ 75.				
Exhibit 15	57-18	The transcript of the November 15, 2021 hearing in the Connecticut Action, dated November 18, 2021, docket number 579, cited in the Complaint at ¶ 77.				
Exhibit 16	57-19	The notice of defenses filed by Jones in the Connecticut Action, dated November 24, 2021, docket number 594, cited in the Complaint at ¶ 78.				
Exhibit 17	57-20	The order by Judge Bellis regarding Plaintiffs' objection to the Jones's notice of defenses in the Connecticut Action, dated December 24, 2021, docket number 620.20, cited in the Complaint at ¶ 78.				
Exhibit 18	57-21	The jury charge in the Connecticut Action, cited in the Complaint at ¶ 83.				
Exhibit 19	57-22	The jury verdict in the three consolidated cases in the Connecticut Action, dated October 12, 2022, docket number 1010, cited in the Complaint at ¶¶ 9, 84.				
Exhibit 20	57-23	The memorandum in support of the award of punitive damages filed by Plaintiffs in the Connecticut Action, dated October 21, 2022, docket number 1018.				
Exhibit 21	58-1	The memorandum in opposition to the award of punitive damages filed by Jones in the Connecticut Action, dated October 28, 2022, docket number 1021, cited in the Complaint at ¶ 89.				
Exhibit 22	58-2	The memorandum of decision on punitive damages issued by Judge Bellis in the Connecticut Action, dated November 10, 2022, docket number 1026, cited in the Complaint at ¶¶ 9, 80, 90–98.				
Exhibit 23	58-3	The memorandum of decision issued by Judge Bellis denying the motions by Alex Jones and FSS for a new trial and for remittitur in the Connecticut Action, dated December 22, 2022, docket number 1043, cited in the Complaint at ¶ 9.				

Sterling Decl. Ex.	ECF No.	Description	Offered	Objection	Admitted / Not Admitted	Disposition
Exhibit 24	58-4	The appeal to the Connecticut Appellate Court in the Connecticut Action, dated December 29, 2022, docket number 1050, cited in the Complaint at ¶ 99.				
Exhibit 25	58-5	Volume II of the September 13, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶¶ 53–55.				
Exhibit 26	58-6	Volume III of the September 13, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 56.				
Exhibit 27	58-7	Volume I of the September 14, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 30.				
Exhibit 28	58-8	Volume II of the September 14, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 31.				
Exhibit 29	58-9	Volume II of the September 15, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 44.				
Exhibit 30	58-10	Volume I of the September 16, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 51.				
Exhibit 31	58-11	Volume I of the September 20, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 49.				
Exhibit 32	58-12	Volume III of the September 20, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 50.				
Exhibit 33	58-13	Volume III of the September 21, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 55.				
Exhibit 34	58-14	Volume IV of the September 21, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶¶ 53, 58.				
Exhibit 35	58-15	Volume II of the September 22, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 81.				
Exhibit 36	58-16	Volume II of the September 27, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 55.				
Exhibit 37	58-17	Volume I of the September 27, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶¶ 55, 58.				
Exhibit 38	58-18	Volume III of the September 27, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 59.				
Exhibit 39	58-19	Volume I of the September 29, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶¶ 54, 58–59.				
Exhibit 40	58-20	Volume II of the September 29, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 57.				
Exhibit 41	58-21	Volume I of the October 4, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶¶ 55, 57.				
Exhibit 42	58-22	Volume II of the October 4, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶¶ 53, 55, 57.				
Exhibit 43	58-23	Volume III of the October 4, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶ 59.				
Exhibit 44	58-24	Plaintiffs' Trial Exhibit 1a in the Connecticut Action, dated December 14, 2012, cited in the Complaint at ¶ 34.				
Exhibit 46	58-25	Plaintiffs' Trial Exhibit 6b in the Connecticut Action, dated January 27, 2013, cited in the Complaint at ¶ 48.				
Exhibit 47	58-26	Plaintiffs' Trial Exhibit 13d in the Connecticut Action, dated February 3, 2014, cited in the Complaint at ¶ 32.				
Exhibit 48	58-27	Plaintiffs' Trial Exhibit 17f in the Connecticut Action, dated May 13, 2014, cited in the Complaint at ¶ 48.				
Exhibit 50	58-28	Plaintiffs' Trial Exhibit 19i in the Connecticut Action, dated September 25, 2014, cited in the Complaint at ¶ 48.				
Exhibit 51	59-1	Plaintiffs' Trial Exhibit 20a in the Connecticut Action, dated December 27, 2014, cited in the Complaint at ¶ 48.				
Exhibit 52	59-2	Plaintiffs' Trial Exhibit 22a in the Connecticut Action, dated December 28, 2014, cited in the Complaint at ¶ 45.				

Sterling Decl. Ex.	ECF No.	Description	Offered	Objection	Admitted / Not Admitted	Disposition
Exhibit 53	59-3	Plaintiffs' Trial Exhibit 23a in the Connecticut Action, dated January 13, 2016, cited in the Complaint at ¶ 46.				
Exhibit 54	59-4	Plaintiffs' Trial Exhibit 27 in the Connecticut Action, dated June 3, 2015, cited in the Complaint at ¶¶ 32, 39.				
Exhibit 55	59-5	Plaintiffs' Trial Exhibit 35c in the Connecticut Action, dated November 18, 2016, cited in the Complaint at ¶ 48.				
Exhibit 56	59-6	Plaintiffs' Trial Exhibit 35e in the Connecticut Action, dated November 18, 2016, cited in the Complaint at ¶ 47.				
Exhibit 57	59-7	Plaintiffs' Trial Exhibit 37a in the Connecticut Action, dated June 12, 2017, cited in the Complaint at ¶ 32.				
Exhibit 58	59-8	Plaintiffs' Trial Exhibit 50 in the Connecticut Action, which is undated, cited in the Complaint at ¶ 51.				
Exhibit 59	59-9	Plaintiffs' Trial Exhibit 61 in the Connecticut Action, dated December 19, 2012, cited in the Complaint at ¶ 36.				
Exhibit 60	59-10	Plaintiffs' Trial Exhibit 67 in the Connecticut Action, dated September 24, 2014, cited in the Complaint at ¶ 44.				
Exhibit 61	59-11	Plaintiffs' Trial Exhibit 109 in the Connecticut Action, dated January 29, 2013, cited in the Complaint at ¶ 38.				
Exhibit 62	59-12	Plaintiffs' Trial Exhibit 134 in the Connecticut Action, dated October 14, 2014, cited in the Complaint at ¶ 44.				
Exhibit 63	59-13	Plaintiffs' Trial Exhibit 135 in the Connecticut Action, dated October 19, 2014, cited in the Complaint at ¶ 44.				
Exhibit 64	59-14	Plaintiffs' Trial Exhibit 160 in the Connecticut Action, dated December 17, 2015, cited in the Complaint at ¶ 35.				
Exhibit 65	59-15	Plaintiffs' Trial Exhibit 212 in the Connecticut Action, dated May 7, 2013, cited in the Complaint at ¶ 31.				
Exhibit 66	59-16	Plaintiffs' Trial Exhibit 216 in the Connecticut Action, dated December 31, 2014, cited in the Complaint at ¶ 31.				
Exhibit 67	59-17	Plaintiffs' Trial Exhibit 217 in the Connecticut Action, dated December 31, 2014, cited in the Complaint at ¶ 30.				
Exhibit 68	59-18	Plaintiffs' Trial Exhibit 278a in the Connecticut Action, dated December 31, 2018, cited in the Complaint at ¶ 44.				
Exhibit 69	59-19	Plaintiffs' Trial Exhibit 336a in the Connecticut Action, dated May 16, 2019, cited in the Complaint at ¶ 32.				
Exhibit 70	59-20	Plaintiffs' Trial Exhibit 508 in the Connecticut Action, dated September 18, 2022, cited in the Complaint at ¶ 32.				
Exhibit 71	59-21	Plaintiffs' Trial Exhibit 550 in the Connecticut Action, dated December 12, 2014, cited in the Complaint at ¶ 36.				
Exhibit 72	59-22	Plaintiffs' Trial Exhibit 594 in the Connecticut Action, dated September 29, 2022, cited in the Complaint at ¶ 52.				
Exhibit 73	59-23	Plaintiffs' Trial Exhibit 195 in the Connecticut Action.				
Exhibit 74	59-24	the ruling by Judge Bellis on Plaintiffs' motion for default judgment, dated November 15, 2021, docket number 574, cited in the Complaint at ¶ 76.				
Exhibit 75	59-25	Volume III of the September 15, 2022 Trial Transcript in the Connecticut Action.				
Exhibit 76	59-26	Volume I of the September 21, 2022 Trial Transcript in the Connecticut Action, cited in the Complaint at ¶¶ 55.				
Exhibit 77	59-27	Volume I of the September 22, 2022 Trial Transcript in the Connecticut Action.				
Exhibit 78	59-28	Volume III of the September 22, 2022 Trial Transcript in the Connecticut Action.				
Exhibit 79	59-29	Plaintiffs' Trial Exhibit 6a in the Connecticut Action, dated January 27, 2013, cited in the Complaint at ¶ 37.				
Exhibit 80	59-30	Plaintiffs' Trial Exhibit 6c in the Connecticut Action, dated January 27, 2013, cited in the Complaint at ¶ 37.				
Exhibit 81	59-31	Plaintiffs' Trial Exhibit 9a in the Connecticut Action, dated April 9, 2013, cited in the Complaint at ¶ 40.				

Sterling Decl. Ex.	ECF No.	Description	Offered	Objection	Admitted / Not Admitted	Disposition
Exhibit 82	59-32	Plaintiffs' Trial Exhibit 17 in the Connecticut Action, dated May 13, 2014, cited in the Complaint at ¶ 42.				
Exhibit 83	59-33	Plaintiffs' Trial Exhibit 397a in the Connecticut Action, dated November 23, 2013.				
Exhibit 84	59-34	Plaintiffs' Trial Exhibit 245 in the Connecticut Action, dated March 16, 2022.				

In addition, the Connecticut Plaintiffs reserve the right to introduce as an exhibit: (i) any document or pleading filed in the above-captioned case, (ii) any exhibits identified or offered by any other party, and (iii) any exhibits necessary for impeachment and/or rebuttal purposes.

Respectfully submitted this 8th day of August 2023.

CAIN & SKARNULIS PLLC

By: /s/ Ryan E. Chapple

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing witness and exhibit list has been served on all parties receiving or entitled to notice through CM/ECF on this 8th day of August 2023.

/s/ Ryan E. Chapple

Ryan E. Chapple